

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.
14108

In Re Application Of: Seiichi Hosoda, et al.

Serial No.
09/727,877

Filing Date
December 1, 2000

Examiner
Unassigned

Group Art Unit
Unassigned

Invention: **BATTERY-POWERED LIGHT SOURCE DEVICE FOR ENDOSCOPE**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on
1/16/01
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☐ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☐ A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☒ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☐ Other (list):

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☒ Completion of application fees as calculated below:

☐ Utility application filing fee

☐ Design application filing fee

☐ Total number of independent claims = _____

☐ Total number of claims = _____

☐ Multiple dependent claims

☐ Surcharge for late payment of filing fee and/or late filing of original declaration or oath

☐ Petition and fee for filing by other than all the inventors or a person not the inventor

☒ Fee for processing an application filed with a non-English language specification **\$130.00**

☐ Fee for processing and retention of application

Total completion of application fees **\$130.00**

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month ☐ Two months ☐ Three months ☐ Four months ☐ Five months

from: _____ until: _____
Date Date

Total time extension fees _____

Total fees due **\$130.00**

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The fee of \$130.00 is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 19-1013/SSMP
A duplicate copy of this sheet is enclosed.
- ☐ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No.
A duplicate copy of this sheet is enclosed.



Signature

Dated: February 22, 2001

Thomas Spinelli
Registration No.: 39,533

Scully, Scott, Murphy & Presser
400 Garden City Plaza
Garden City, New York 11530
(516) 742-4343

I certify that this document and fee is being deposited on
2/22/01 with the U.S. Postal Service as first
class mail under 37 C.F.R. 1.8 and is addressed to the
Assistant Commissioner for Patents, Washington, D.C.
20231.



Signature of Person Mailing Correspondence

Mishelle Mustafa

Typed or Printed Name of Person Mailing Correspondence

CC:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Seiichi Hosoda, et al.

Examiner: Unassigned

Serial No: 09/727,877

Art Unit: Unassigned

Filed: December 1, 2000

Docket: 14108

For: BATTERY-POWERED LIGHT
SOURCE DEVICE FOR ENDOSCOPE

Dated: May 1, 2006

Conf. No.: 4039

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OFFICE OF PETITIONS

Mail Stop Petitions (OIPE)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST TO RESCIND ABANDONMENT
UNDER 37 C.F.R. § 1.181(a)

Dear Sir:

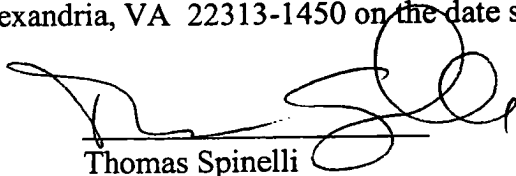
Applicant has received a Notice of Abandonment dated March 28, 2006 in the above-identified application for allegedly failing to reply to the Notice to File Missing Parts issued on January 16, 2001.

Since a complete reply to the Notice to File Missing Parts was timely sent, Applicants herein petition to withdraw the holding of abandonment under 37 C.F.R. § 1.181(a).

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Petitions (OIPE), Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Dated: May 1, 2006


Thomas Spinelli

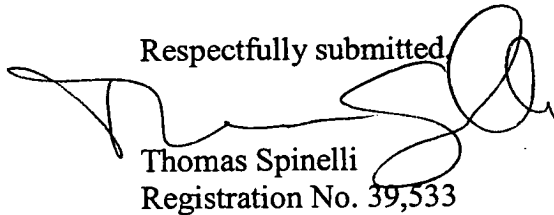
A Notice to File Missing Parts issued on January 16, 2001. A reply thereto was filed on February 22, 2001 with an English language specification, a certificate of translation and a check in the amount of \$130.00. A copy of the postcard receipt, Transmittal Letter and Response to the Notice to File Missing Parts are enclosed hereto.

Applicants would also like to note that Ms. Delora Dillard called the undersigned to request a copy of the response to the Notice to File Missing Parts in early March of 2006. Applicants sent a copy of the response to Ms. Dillard's attention along with copies of the postcard receipt and transmittal letters by Express Mail on March 15, 2006 (Express Mail No. EV774351272US). The U.S. Post Office has confirmed the same was delivered at 1:13 pm on March 16, 2006 in Alexandria, VA and signed for by K. Howard. Thus, the present petition is the third time Applicant's have responded to the Notice to File Missing Parts.

In view of the fact that Applicant made a *bona fide* response to the Notice to File Missing Parts, it is respectfully requested that the abandonment of this application be rescinded under 37 C.F.R. § 1.181(a).

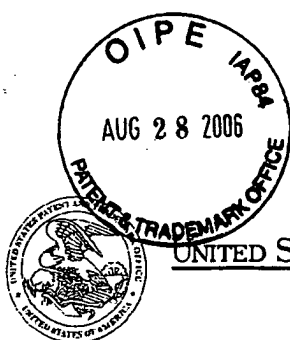
Although, Applicants do not believe any fees are required, should any fee be required, please charge Deposit Account No. 19-1013/SSMP, therefore a duplicate copy of this transmittal is enclosed.

Respectfully submitted,



Thomas Spinelli
Registration No. 39,533

Scully, Scott, Murphy & Presser, P.C.
400 Garden City Plaza, Suite 300
Garden City, New York 11530
(516) 742-4343
TS:cm
Encl.



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/727,877	12/01/2000	Seiichi Hosoda	14108

CONFIRMATION NO. 4039

FORMALITIES LETTER



OC00000005681497

Paul J. Esatto, Jr.
Scully, Scott, Murphy & Presser
400 Garden City Plaza
Garden City, NY 11530

Date Mailed: 01/16/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

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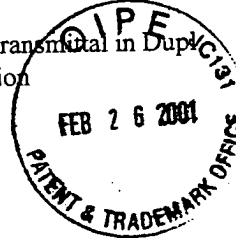
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PATENT OFFICE DATE STAMP WILL ACKNOWLEDGE RECEIPT OF:

1. Response to Notice to File Missing Parts of Application Transmitted in Duplicate
2. English Language Specification W/Certificate of Translation
3. Check in the Amount of \$130.00
4. Certificate of Mailing



Applicant: Seiichi Hosoda, et al.

Serial No.: 09/727,877

For BATTERY-POWERED LIGHT SOURCE DEVICE FOR ENDOSCOPE

Filed: December 1, 2000

Docket: 14108

Dated: February 22, 2001

TS:cm

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PATENT OFFICE DATE STAMP WILL ACKNOWLEDGE RECEIPT OF:

1. Copy of Notice of Abandonment Under 37 C.F.R. § 1.53(f) dated 3/28/2006
2. Request to Rescind Abandonment Under 37 C.F.R. § 1.181(a) in Duplicate
3. Copy of English language Specification filed 2/22/201 in response to NTFMP, Copy of Copy of Notice to file Missing Parts dated 1/16/2001, originally filed Transmittal and Receipt Postcard
4. Certificate of Mailing

Applicants: Seiichi Hosoda, et al.
Serial No.: 09/727,877
For: BATTERY-POWERED LIGHT SOURCE DEVICE FOR ENDOSCOPE
Filed: December 1, 2000
Docket: 14108
Dated: May 1, 2006
TS:cm





CERTIFICATE OF TRANSLATION

I, David H. Owens, of Nishishinbashi 3 Mori Bldg. 4F, 1-4-10 Nishishinbashi,
Minato-ku, Tokyo, Japan, verify that the attached (118) pages
comprise a certified translation of the original Japanese language document of
US Serial No. 09/727,877.

Dated this 27th day of December, 2000

David H. Owens

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